



# GENERAL ASSEMBLY

## COMMONWEALTH OF KENTUCKY

### 2010 REGULAR SESSION

---

HOUSE BILL NO. 261

---

WEDNESDAY, FEBRUARY 17, 2010

---

The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED  
DATE March 25, 2010  
2:10pm  
\_\_\_\_\_  
TREY GRAYSON  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY R. Adkins

AN ACT relating to special Gold Star Fathers license plates.

***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

1        ➔ Section 1. KRS 186.162 is amended to read as follows:

2        (1) As used in this section and in KRS 186.043, 186.164, 186.166, and 186.174:

3        (a) "Special license plate" means a unique license plate issued under this chapter  
4                to a group or organization that readily identifies the operator of the motor  
5                vehicle or motorcycle bearing the plate as a member of a group or  
6                organization, or a supporter of the work, goals, or mission of a group or  
7                organization. The term shall not include regular license plates issued under  
8                KRS 186.240;

9        (b) "Street rod" means a modernized private passenger motor vehicle  
10                manufactured prior to the year 1949, or designed or manufactured to resemble  
11                a vehicle manufactured prior to 1949;

12        (c) "SF" means the portion of an initial or renewal fee to obtain a special license  
13                plate that is dedicated for use by the Transportation Cabinet;

14        (d) "CF" means the portion of an initial or renewal fee to obtain a special license  
15                plate that is dedicated for use by a county clerk; and

16        (e) "EF" means the portion of an initial or renewal fee to obtain a special license  
17                plate that is mandated by this chapter to be dedicated for use by a particular  
18                group or organization.

19        (2) The initial purchase fee and renewal fee for a special license plate created under this  
20                chapter shall be as established in this subsection and includes the name of group or  
21                organization and the total initial and renewal fee required for the plate. The amount  
22                in parentheses indicates how the total fee is required to be divided:

23        (a) Disabled veterans who receive assistance to purchase a vehicle from the  
24                United States Veterans' Administration and recipients of the Congressional  
25                Medal of Honor:

1           1.    Initial Fee:       \$0           (\$0 SF/\$0 CF/\$0 EF).

2           2.    Renewal Fee:   \$0           (\$0 SF/\$0 CF/\$0 EF).

3           (b)   Former prisoners of war and survivors of Pearl Harbor:

4           1.    Initial Fee:       \$20          (\$12 SF/\$3 CF/\$5 EF to the veterans'  
5                                   program trust fund established under KRS 40.460).

6           2.    Renewal Fee:   \$3           (\$0 SF/\$3 CF/\$0 EF).

7           (c)   Members of the Kentucky National Guard and recipients of the Purple Heart:

8           1.    Initial Fee:       \$20          (\$12 SF/\$3 CF/\$5 EF to the veterans'  
9                                   program trust fund established under KRS 40.460).

10          2.    Renewal Fee:   \$8           (\$0 SF/\$3 CF/\$5 EF to the veterans'  
11                                   program trust fund established under KRS 40.460).

12          (d)   Members of the Civil Air Patrol; active, retired, veteran, reserve, or auxiliary  
13                   members of the United States Army, Navy, Air Force, Marine Corps, or Coast  
14                   Guard; Merchant Marines who served between December 7, 1941, and August  
15                   15, 1945; and disabled veterans who have been declared to be at least fifty  
16                   percent (50%) service-connected disabled by the United States Department of  
17                   Veterans' Affairs, or who receive total service-connected disability rating for  
18                   compensation on individual unemployability and have not received assistance  
19                   from the United States Department of Veterans' Affairs toward the purchase  
20                   of a motor vehicle:

21          1.    Initial Fee:       \$20          (\$12 SF/\$3 CF/\$5 EF to the veterans'  
22                                   program trust fund established under KRS 40.460).

23          2.    Renewal Fee:   \$20          (\$12 SF/\$3 CF/\$5 EF to the veterans'  
24                                   program trust fund established under KRS 40.460).

25          (e)   Recipients of the Distinguished Service Cross, Navy Cross, or Air Force  
26                   Cross:

27          1.    Initial Fee:       \$3           (\$0 SF/\$3 CF/\$0 EF).

- 1           2.   Renewal Fee:   \$3           (\$0 SF/\$3 CF/\$0 EF).
- 2   (f)   Disabled license plates:
- 3           1.   Initial Fee:       \$15           (\$12 SF/\$3 CF/\$0 EF).
- 4           2.   Renewal Fee:   \$15           (\$12 SF/\$3 CF/\$0 EF).
- 5   (g)   Historic vehicles:
- 6           1.   Initial Fee for two plates:   \$53   (\$50 SF/\$3 CF/\$0 EF).
- 7           2.   Renewal Fee: Do not renew annually.
- 8   (h)   Members of Congress:
- 9           1.   Initial Fee:       \$40           (\$37 SF/\$3 CF/\$0 EF).
- 10          2.   Renewal Fee:   \$20           (\$12 SF/\$3 CF/\$5 EF to the veterans'
- 11                program trust fund established under KRS 40.460).
- 12   (i)   Firefighters:
- 13          1.   Initial Fee:       \$15           (\$12 SF/\$3 CF/\$0 EF).
- 14          2.   Renewal Fee:   \$15           (\$12 SF/\$3 CF/\$0 EF).
- 15   (j)   Emergency management:
- 16          1.   Initial Fee:       \$28           (\$25 SF/\$3 CF/\$0 EF).
- 17          2.   Renewal Fee:   \$15           (\$12 SF/\$3 CF/\$0 EF).
- 18   (k)   Fraternal Order of Police:
- 19          1.   Initial Fee:       \$40           (\$37 SF/\$3 CF/\$0 EF).
- 20          2.   Renewal Fee:   \$15           (\$12 SF/\$3 CF/\$0 EF).
- 21   (l)   Law Enforcement Memorial:
- 22          1.   Initial Fee:       \$38           (\$25 SF/\$3 CF/\$10 EF to the Kentucky Law
- 23                Enforcement Memorial Foundation, Inc.).
- 24          2.   Renewal Fee:   \$25           (\$12 SF/\$3 CF/\$10 EF to the Kentucky Law
- 25                Enforcement Memorial Foundation, Inc.).
- 26   (m)   Personalized plates:
- 27          1.   Initial Fee:       \$40           (\$37 SF/\$3 CF/\$0 EF).

1           2.    Renewal Fee:   \$40           (\$37 SF/\$3 CF/\$0 EF).

2           (n)   Street rods:

3           1.    Initial Fee:       \$40           (\$37 SF/\$3 CF/\$0 EF).

4           2.    Renewal Fee:   \$15           (\$12 SF/\$3 CF/\$0 EF).

5           (o)   Nature plates:

6           1.    Initial Fee:       \$25           (\$12 SF/\$3 CF/\$10 EF to Kentucky  
7                   Heritage Land Conservation Fund established under KRS 146.570).

8           2.    Renewal Fee:   \$25           (\$12 SF/\$3 CF/\$10 EF to Kentucky  
9                   Heritage Land Conservation Fund established under KRS 146.570).

10          (p)   Amateur radio:

11          1.    Initial Fee:       \$40           (\$37 SF/\$3 CF/\$0 EF).

12          2.    Renewal Fee:   \$15           (\$12 SF/\$3 CF/\$0 EF).

13          (q)   Kentucky General Assembly:

14          1.    Initial Fee:       \$40           (\$37 SF/\$3 CF/\$0 EF).

15          2.    Renewal Fee:   \$20           (\$12 SF/\$3 CF/\$5 EF to the veterans'  
16                   program trust fund established under KRS 40.460).

17          (r)   Kentucky Court of Justice:

18          1.    Initial Fee:       \$40           (\$37 SF/\$3 CF/\$0 EF).

19          2.    Renewal Fee:   \$8           (\$0 SF/\$3 CF/\$5 EF to the veterans'  
20                   program trust fund established under KRS 40.460).

21          (s)   Masons:

22          1.    Initial Fee:       \$28           (\$25 SF/\$3 CF/\$0 EF).

23          2.    Renewal Fee:   \$15           (\$12 SF/\$3 CF/\$0 EF).

24          (t)   Collegiate plates:

25          1.    Initial Fee:       \$50           (\$37 SF/\$3 CF/\$10 EF to the general  
26                   scholarship fund of the university whose name will be borne on the  
27                   plate).

1           2.   Renewal Fee:   \$25           (\$12 SF/\$3 CF/\$10 EF to the general  
2                   scholarship fund of the university whose name will be borne on the  
3                   plate).

4           (u)   Independent Colleges:

5           1.   Initial Fee:       \$38           (\$25 SF/\$3 CF/\$10 EF to the Association of  
6                   Independent Kentucky Colleges and Universities for distribution to the  
7                   general scholarship funds of the Association's members).

8           2.   Renewal Fee:   \$25           (\$12 SF/\$3 CF/\$10 EF to the Association of  
9                   Independent Kentucky Colleges and Universities for distribution to the  
10                  general scholarship funds of the Association's members).

11          (v)   Child Victims:

12          1.   Initial Fee:       \$38           (\$25 SF/\$3 CF/\$10 EF to the child victims'  
13                  trust fund established under KRS 41.400).

14          2.   Renewal Fee:   \$20           (\$12 SF/\$3 CF/\$5 EF to the child victims'  
15                  trust fund established under KRS 41.400).

16          (w)   Kentucky Horse Council:

17          1.   Initial Fee:       \$38           (\$25 SF/\$3 CF/\$10 EF to the Kentucky  
18                  Horse Council).

19          2.   Renewal Fee:   \$20           (\$12 SF/\$3 CF/\$5 EF to the Kentucky  
20                  Horse Council).

21          (x)   Ducks Unlimited:

22          1.   Initial Fee:       \$38           (\$25 SF/\$3 CF/\$10 EF to Kentucky Ducks  
23                  Unlimited).

24          2.   Renewal Fee:   \$25           (\$12 SF/\$3 CF/\$10 EF to Kentucky Ducks  
25                  Unlimited).

26          (y)   Spay neuter:

27          1.   Initial Fee:       \$25           (\$12 SF/\$3 CF/\$10 EF to the animal control

1 and care fund established under KRS 258.119).

2 2. Renewal Fee: \$20 (\$12 SF/\$3 CF/\$5 EF to the animal control  
3 and care fund established under KRS 258.119).

4 (z) Gold Star Mothers, Gold Star Fathers, or Gold Star Spouses:

5 1. Initial Fee: \$0 (\$0 SF/\$0 CF/ \$0 EF).

6 2. Renewal Fee: \$0 (\$0 SF/\$0 CF/ \$0 EF).

7 (3) Any special license plate may be combined with a personalized license plate for a  
8 twenty-five dollar (\$25) state fee in addition to all other fees for the particular  
9 special license plate established in this section and in KRS 186.164(3). The twenty-  
10 five dollar (\$25) fee required under this subsection shall be divided between the  
11 cabinet and the county clerk of the county where the applicant is applying for the  
12 license plate with the cabinet receiving twenty dollars (\$20) and the county clerk  
13 receiving five dollars (\$5).

14 (4) Owners and lessees of motorcycles registered under KRS 186.050(2) may be  
15 eligible to receive special license plates issued under this section or established  
16 under the provisions of KRS 186.164 after the cabinet has received three hundred  
17 (300) applications and initial state fees from the sponsoring organization.  
18 Applicants for a special license plate for a motorcycle shall be required to pay the  
19 fee for a special plate as prescribed in this section or in KRS 186.164. The fee paid  
20 for the special plate for a motorcycle shall be in lieu of the registration fee required  
21 under KRS 186.050(2).

22 ➔Section 2. KRS 186.041 is amended to read as follows:

23 (1) Each initial and renewal application by a person who meets the criteria of paragraph  
24 (a) of this section and each initial application by a person who meets the criteria of  
25 paragraphs (b) and (c) of this section for a special military license plate shall be  
26 accompanied by proof that the person is associated with the United States Army,  
27 United States Navy, United States Air Force, United States Marine Corps, United

1 States Coast Guard, United States Coast Guard Auxiliary, Kentucky National  
 2 Guard, Merchant Marines with service between December 7, 1941, and August 15,  
 3 1945, or Civil Air Patrol in one (1) of the following ways:

- 4 (a) An active component member;
- 5 (b) A retired member; or
- 6 (c) A veteran who received a discharge under honorable conditions, or the  
 7 veteran's widow and:
  - 8 1. Performed twenty-four (24) months of active-duty service;
  - 9 2. Received an early release due to injuries or other medical condition, or  
 10 at the convenience of the service;
  - 11 3. Received a hardship discharge;
  - 12 4. Was separated or retired due to a disability; or
  - 13 5. Was determined to have a service-connected disability incurred during  
 14 the enlistment.

15 (2) The member, retired member, veteran, or reservist may purchase two (2) special  
 16 military-related license plates annually for vehicles they own or lease. A disabled  
 17 veterans license plate shall expire on July 31.

18 (3) A recipient of the Distinguished Service Cross, Navy Cross, or Air Force Cross  
 19 shall be eligible for a Service Cross license plate upon submission of an application  
 20 to the Kentucky Department of Veterans' Affairs. The recipient shall be required to  
 21 include with the initial application for a Service Cross license plate a copy of the  
 22 general order that authorized the award and the recipient's Department of Defense  
 23 form number 214. The Department of Veterans' Affairs shall verify the  
 24 documentation submitted with the application for a Service Cross license plate, and  
 25 if the individual applying for the plate is confirmed to be a recipient of the  
 26 Distinguished Service Cross, Navy Cross, or Air Force Cross, the Department of  
 27 Veterans' Affairs shall submit the applicant's name to the Transportation Cabinet's



1 Division of Motor Vehicle Licensing not later than September 1 preceding the year  
 2 that the Service Cross license plate is to be initially issued or renewed. When the  
 3 Service Cross license plate is ready, the plate shall be sent to the county clerk in the  
 4 county of the applicant's residence. The Transportation Cabinet's Division of Motor  
 5 Vehicle Licensing shall inform each applicant in writing that the Service Cross  
 6 license plate is ready and may be picked up at the county clerk's office. The  
 7 Transportation Cabinet shall prescribe the type of application form required by this  
 8 subsection and shall supply the Department of Veterans' Affairs with the application  
 9 form required by this subsection.

10 (4) A person who is a former prisoner of the enemy during World War I, World War II,  
 11 the Korean War, or the Vietnam War, or the spouse of a deceased former prisoner  
 12 of war, shall be eligible for a former prisoner of war license plate by submitting  
 13 written proof from the United States Department of Veterans Affairs or other  
 14 appropriate federal agency stating the period of time the person or person's spouse  
 15 was a prisoner of war. If a former prisoner of war dies with a vehicle licensed as  
 16 authorized under this section, the person's surviving spouse may retain the license  
 17 plate for use on the same vehicle or on another vehicle that complies with KRS  
 18 186.164(7).

19 (5) A person who is certified by the Kentucky chapter of the Pearl Harbor Survivors  
 20 Association as being a survivor of the attack on Pearl Harbor shall be eligible for a  
 21 Pearl Harbor license plate and shall be required to attach to the special military-  
 22 related license plate application written evidence from the Kentucky chapter of the  
 23 Pearl Harbor Survivors Association that the person:

- 24 (a) Was a member of the United States Armed Forces on December 7, 1941;
- 25 (b) Was on station on December 7, 1941, during the hours of 7:55 a.m. to 9:45  
 26 a.m., Hawaii time, at Pearl Harbor, the island of Oahu, or offshore at a  
 27 distance not to exceed three (3) miles;

- 1 (c) Was discharged honorably from the United States Armed Forces; and
- 2 (d) Is certified by the Kentucky chapter of the Pearl Harbor Survivors
- 3 Association.

4 (6) A person who is eligible to receive a Gold Star Mothers, Gold Star Fathers, or

5 Gold Star Spouses license plate under KRS 186.164(15)(a) may receive up to two

6 (2) Gold Star Mothers, Gold Star Fathers, or Gold Star Spouses license plates

7 annually for vehicles he or she owns or leases.

8 (7) The surviving spouse of a Kentucky National Guard member or a retired member,

9 who possessed a vehicle licensed with the Kentucky National Guard special license

10 plate, may retain the license plate for use on the same vehicle or another vehicle that

11 complies with KRS 186.164(7). The surviving spouse may renew the license plate

12 indefinitely, provided the appropriate registration fee is paid annually.

13 ➔Section 3. KRS 186.164 is amended to read as follows:

14 (1) The SF portion of the fee required under KRS 186.162 shall include the fee to

15 reflectorize all license plates under KRS 186.240. All EF fees required under KRS

16 186.162 shall be collected at the time of an initial or renewal application by the

17 county clerk who shall forward the EF fee to the cabinet. The cabinet shall remit EF

18 fees to the group or organization identified in KRS 186.162 on a quarterly basis.

19 The cabinet may retain any investment income earned from holding EF fees

20 designated to be remitted under this subsection to offset administrative costs

21 incurred by the cabinet in the administration of EF fees.

22 (2) A special license plate shall be the color and design selected by the group or

23 organization identified in subsection (13) of this section, contingent upon the

24 approval of the Transportation Cabinet. In addition to the design selected for a

25 special license plate, the name "Kentucky," an annual renewal decal, and any

26 combination of letters or numerals required by the cabinet in the design shall also

27 appear on the plate.

- 1 (3) Except as provided in KRS 186.162, the total initial fee for a special license plate  
 2 created under this chapter shall be twenty-eight dollars (\$28), of which the  
 3 Transportation Cabinet shall receive twenty-five dollars (\$25) and the county clerk  
 4 shall receive three dollars (\$3), and the total renewal fee shall be fifteen dollars  
 5 (\$15), of which the Transportation Cabinet shall receive twelve dollars (\$12) and  
 6 the county clerk shall receive three dollars (\$3). The twenty-five dollar (\$25) initial  
 7 fee and twelve dollar (\$12) renewal fee received by the Transportation Cabinet  
 8 under this subsection shall include an applicant's registration fee required under  
 9 KRS 186.050.
- 10 (4) An actual metal special license plate shall be issued on the same schedule as regular  
 11 license plates are issued under KRS 186.240. The cabinet shall have the discretion  
 12 to extend the time period that will exist between the date a metal special license  
 13 plate is issued and the date that regular plates are issued under KRS 186.240. A  
 14 renewal registration decal shall be issued all other years during the owner's or  
 15 lessee's birth month, except as provided in KRS 186.041(2), 186.042(5), and  
 16 186.174(2). A person seeking a special license plate for a vehicle provided as part  
 17 of the person's occupation shall conform to the requirements of KRS 186.050(14).
- 18 (5) (a) If a special license plate issued under this chapter deteriorates to the point that  
 19 the lettering, numbering, or images on the face of the plate are not legible, the  
 20 plate shall be replaced free of charge, if the owner or lessee has not transferred  
 21 the vehicle to which the plate was issued during the current licensing period.
- 22 (b) If a special license plate issued under this chapter is lost, stolen, or damaged in  
 23 an accident, the county clerk shall issue a new plate upon payment of a three  
 24 dollar (\$3) county clerk fee, if the owner or lessee has not transferred the  
 25 vehicle to which the plate was issued during the current licensing period.
- 26 (6) Upon the sale, transfer, or termination of a lease of a vehicle with any special  
 27 license plate issued under this chapter, the owner or lessee shall remove the special

1 plate and return it and the certificate of registration to the county clerk. The county  
2 clerk shall reissue the owner or lessee a regular license plate and a certificate of  
3 registration upon payment of a three dollar (\$3) county clerk fee. If the owner or  
4 lessee requests, the county clerk shall reissue the special plate upon payment of a  
5 three dollar (\$3) county clerk fee for use on any other vehicle of the same  
6 classification and category owned, leased, or acquired by the person during the  
7 current licensing period. If the owner or lessee has the special plate reissued to a  
8 vehicle which has been previously registered in this state, the regular license plate  
9 that is being replaced shall be returned to the county clerk who shall forward the  
10 plate to the Transportation Cabinet.

11 (7) A special license plate may be issued to the owner or lessee of a motor vehicle that  
12 is required to be registered under KRS 186.050(1), (3)(a), or (4)(a), except a special  
13 license plate shall not be issued to a taxicab, airport limousine, or U-Drive-It  
14 registered and licensed under this chapter or KRS Chapter 281. A person applying  
15 for a special license plate shall apply in the office of the county clerk in the county  
16 of the person's residence, except as provided in KRS 186.168(3). All special license  
17 plates issued under this chapter may be combined with a personalized license plate  
18 under the provisions of KRS 186.174. The fee to combine a special license plate  
19 with a personalized license plate shall be as established in KRS 186.162(3).

20 (8) Within thirty (30) days of termination from election to, appointment to, or  
21 membership with any group or organization, an applicant to whom a special license  
22 plate was issued under this chapter shall return the special license plate to the  
23 county clerk of the county of his or her residence, unless the person is merely  
24 changing his or her status with the group or organization to retired.

25 (9) A group wanting to create a special license plate that is not authorized under this  
26 chapter on June 20, 2005, shall comply with the following conditions before being  
27 eligible to apply for a special license plate:

- 1 (a) The group shall be nonprofit and based, headquartered, or have a chapter in  
2 Kentucky;
- 3 (b) The group may be organized for, but shall not be restricted to, social, civic, or  
4 entertainment purposes;
- 5 (c) The group, or the group's lettering, logo, image, or message to be placed on  
6 the license plate, if created, shall not discriminate against any race, color,  
7 religion, sex, or national origin, and shall not be construed, as determined by  
8 the cabinet, as an attempt to victimize or intimidate any person due to the  
9 person's race, color, religion, sex, or national origin;
- 10 (d) The group shall not be a political party and shall not have been created  
11 primarily to promote a specific political belief;
- 12 (e) The group shall not have as its primary purpose the promotion of any specific  
13 faith, religion, or antireligion;
- 14 (f) The name of the group shall not be the name of a special product or brand  
15 name, and shall not be construed, as determined by the cabinet, as promoting a  
16 product or brand name; and
- 17 (g) The group's lettering, logo, image, or message to be placed on the license  
18 plate, if created, shall not be obscene, as determined by the cabinet.
- 19 (10) If the cabinet denies to issue a group a special license plate based upon the  
20 conditions specified in subsection (9) of this section, the group may appeal the  
21 denial to the next regularly scheduled session of the General Assembly for review  
22 of the denial and action on the group's request for a special license plate. The  
23 cabinet shall, immediately upon denying to issue a group a special license plate,  
24 notify in writing the chairperson of both the House and Senate Transportation  
25 Committees of the General Assembly of the denial and the reasons upon which the  
26 cabinet based the denial. The House and Senate chairpersons shall be required to  
27 present the information to his or her respective committee for consideration within

1 the first ten (10) days of the next regularly scheduled session of the General  
2 Assembly, if requested to do so in writing by the group who was denied a special  
3 license plate. A person seeking a personalized license plate under KRS 186.174  
4 shall be subject to the conditions specified in subsection (9)(c) to (g) of this section.

5 (11) If the cabinet approves a request for a special license plate, the cabinet shall begin  
6 designing and printing the plate after the group collects a minimum of nine hundred  
7 (900) applications with each application being accompanied by a twenty-five dollar  
8 (\$25) state fee. The applications and accompanying fee shall be submitted to the  
9 cabinet at one (1) time as a whole and shall not be submitted individually or  
10 intermittently.

11 (12) An initial applicant for, or an applicant renewing, his or her registration for a special  
12 license plate may, at the time of application, make a voluntary contribution that the  
13 county clerk shall forward to the cabinet. The entity that sponsors a special plate  
14 established by the process outlined in this section may set a requested donation  
15 amount, not to exceed ten dollars (\$10), that will automatically be added to the cost  
16 of registration or renewal, unless the individual registering or renewing the vehicle  
17 registration opts out of contributing that recommended amount. The cabinet shall,  
18 on an annual basis, remit the voluntary contributions to the appropriate group  
19 identified to be used for the declared purpose stated under subsection (13) of this  
20 section. The cabinet may retain any investment income earned from holding  
21 voluntary contributions designated to be remitted under this subsection to offset  
22 administrative costs incurred by the cabinet in the administration of the  
23 contributions. Any group or organization that receives a mandatory EF fee under  
24 KRS 186.162 shall submit the information required under subsection (13)(a) and (c)  
25 of this section to the Transportation Cabinet within thirty (30) days of June 20,  
26 2005.

27 (13) If a group wants to receive a donation when the group or organization's special

1 license plate is initially purchased or renewed under subsection (12) of this section,  
2 the group shall, at the time the nine hundred (900) applications are submitted to the  
3 Transportation Cabinet, also submit a notarized affidavit to the cabinet attesting to:

4 (a) The name, address, and telephone number for the group or organization. If the  
5 group or organization does not have its headquarters in the Commonwealth,  
6 then the name, address, and telephone number for the group or organization's  
7 Kentucky state chapter shall be required. The names of the officers of the  
8 group or organization shall also be required. If the entity receiving funds  
9 under subsection (12) of this section is not a state governmental agency, a  
10 program unit within a state governmental agency, or is a group or organization  
11 that does not have a statewide chapter, then an extra donation for use by the  
12 group or organization shall be prohibited;

13 (b) The amount of the monetary donation the group wants to receive when a  
14 person purchases the group or organization's special license plate; and

15 (c) The purpose for which the donated funds will be used by the group or  
16 organization. Donated funds shall not be limited for use by members of the  
17 group or organization, and shall not be used for administrative or personnel  
18 costs of the group or organization.

19 (14) All funds received by a group or organization under subsection (12) of this section  
20 shall be deposited into an account separate from all other accounts the group or  
21 organization may have, and the account shall be audited yearly at the expense of the  
22 group or organization. The completed audit shall be forwarded to the Transportation  
23 Cabinet in Frankfort. One hundred percent (100%) of the funds received by a group  
24 or organization under subsection (12) of this section shall be used for the express  
25 purpose identified by the group in subsection (13) of this section. Any group or  
26 organization that receives a mandatory EF fee under KRS 186.162 shall comply  
27 with the provisions of this subsection.

1 (15) The secretary of the Transportation Cabinet shall promulgate administrative  
2 regulations under KRS Chapter 13A to establish additional rules to implement the  
3 issuance of special license plates issued under this chapter, including but not limited  
4 to:

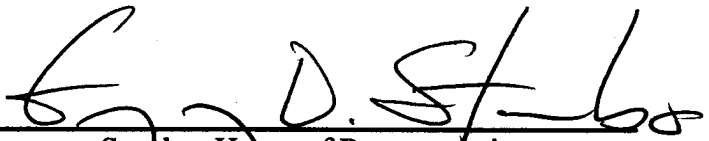
5 (a) Documentation that will be required to accompany an application for a special  
6 license plate to provide proof of election to the United States Congress or the  
7 Kentucky General Assembly; election or appointment to the Kentucky Court  
8 of Justice; membership in a Masonic Order, Fraternal Order of Police, or  
9 emergency management organization; eligibility for membership in the Gold  
10 Star Mothers of America; eligibility as a father for associate membership in  
11 the Gold Star Mothers of America; eligibility for membership in the Gold  
12 Star Wives of America; or ownership of an amateur radio operator license;

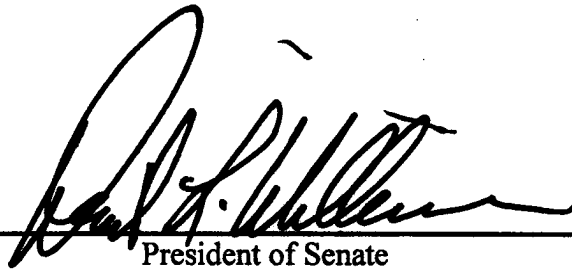
13 (b) The time schedule permissible for a group or organization to request a design  
14 change for the special license plate; and

15 (c) The procedures for review of proposed license plates and the standards by  
16 which proposed special license plates are approved or rejected in accordance  
17 with subsection (9) of this section.

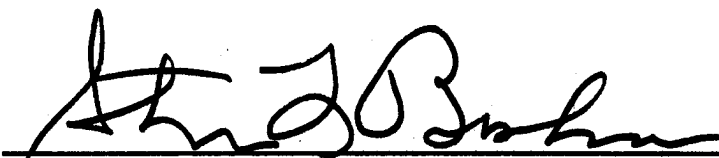
18 (16) Any individual, group, or organization that fails to audit any funds received under  
19 this chapter, or that intentionally uses any funds received in any way other than  
20 attested to under subsection (13) of this section or for administrative or personnel  
21 costs in violation of subsection (13) of this section, shall be guilty of a Class D  
22 felony and upon conviction shall, in addition to being subject to criminal penalties,  
23 be assessed a mandatory five thousand dollar (\$5,000) fine.



  
\_\_\_\_\_  
Speaker-House of Representatives

  
\_\_\_\_\_  
President of Senate

Attest:   
\_\_\_\_\_  
Chief Clerk of House of Representatives

Approved   
\_\_\_\_\_  
Governor

Date March 25, 2010